

House File 356

H-1191

1 Amend House File 356 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. Section 614.1, subsection 5, Code 2013,
5 is amended to read as follows:

6 5. *Written contracts — judgments of courts not of*
7 *record — recovery of real property and rent.*

8 a. ~~Those~~ Except as provided in paragraph "b", those
9 founded on written contracts, or on judgments of any
10 courts except those provided for in subsection 6, and
11 those brought for the recovery of real property, within
12 ten years.

13 b. Those founded on claims for rent, within five
14 years.

15 Sec. 2. Section 615.1, subsection 1, Code 2013, is
16 amended to read as follows:

17 1. After the expiration of a period of two years
18 from the date of entry of judgment, exclusive of any
19 time during which execution on the judgment was stayed
20 pending a bankruptcy action or order of court, a
21 judgment entered in any of the following actions shall
22 be null and void, all liens shall be extinguished, and
23 no execution shall be issued except as a setoff or
24 counterclaim:

25 a. ~~{1}~~ For a real estate mortgage, deed of trust,
26 or real estate contract executed prior to July 1,
27 2009, an action for the foreclosure of the real estate
28 mortgage, deed of trust, or real estate contract upon
29 property which at the time the foreclosure is commenced
30 is either used for an agricultural purpose as defined
31 in section 535.13 or as a one-family or two-family
32 dwelling which is the residence of the mortgagor.

33 ~~{2}~~ b. For a real estate mortgage, deed of trust,
34 or real estate contract executed on or after July 1,
35 2009, an action for the foreclosure of the real estate
36 mortgage, deed of trust, or real estate contract upon
37 property which at the time of the execution of the
38 mortgage, deed, or contract is either used for, or is
39 being acquired for, an agricultural purpose as defined
40 in section 535.13 or as a one-family or two-family
41 dwelling which is the residence of the mortgagor.

42 ~~b. An action on a claim for rent.~~

43 Sec. 3. NEW SECTION. 615.1A Execution on judgment
44 — claim for rent.

45 After the expiration of a period of ten years from
46 the date of entry of judgment in an action on a claim
47 for rent, exclusive of any time during which execution
48 on the judgment was stayed pending a bankruptcy action
49 or order of court, such judgment shall be null and
50 void, all liens shall be extinguished, and no execution

1 shall be issued.>

2 2. Title page, line 1, by striking <period in> and
3 inserting <periods in bringing suit and>

KAUFMANN of Cedar